UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

HAROLD R. DILL and EDWARD M. APPLEBY, : on behalf of themselves and All others similarly : situated :

MEMO ENDORSED

Plaintiff(s)

Civil Action No. 19-cv-10947 (KPF)

V.

JPMORGAN CHASE BANK, N.A.

MAY 29, 2020

PLAINTIFFS' NOTICE OF MOTION, PURSUANT TO FED. R. CIV. P. 21, FOR LEAVE TO ADD A PARTY PLAINTIFF AND PUTATIVE CLASS REPRESENTATIVE IN THIS ACTION

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Motion of Plaintiffs Harold R. Dill and Edward M. Appleby, pursuant to Fed. R. Civ. P. 21, and upon plaintiffs' Proposed Amended Complaint, attached hereto as Exhibit A, and all pleadings and proceedings herein, plaintiffs, by the undersigned, will move this Court, before the Honorable Katherine Polk Failla, at the United States Courthouse, 40 Foley Square, Courtroom 618, New York, New York, on a date and time to be determined by the Court, for and order granting them leave to join Kari Garber as an additional party plaintiff and putative class representative in this action and to file their Proposed Amended Complaint adding Ms. Garber.

DATED: May 29, 2020 Respectfully submitted,

By: /s/ David S. Golub

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Attorneys for plaintiffs

The Court is in receipt of Plaintiffs' motion for leave to add Kari Garber as a plaintiff pursuant to Federal Rule of Civil Procedure 21. (Dkt. #38). The Court ORDERS Defendant to respond to Plaintiffs' motion on or before June 15, 2020. Should Plaintiffs feel the need to file a reply memorandum, such memorandum will be due on or before June 22, 2020.

Dated: June 1, 2020

New York, New York

SO ORDERED.

HON. KATHERINE POLK FAILLA UNITED STATES DISTRICT JUDGE

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